

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

March 28, 2011

Closed Session 5:30 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112
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CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957:6

(1) **CONFERENCE WITH LABOR NEGOTIATORS**

G.C. 54957.6

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: All Bargaining Units

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Minutes** **Pages 5-20**

By **MOTION** approve City Council Minutes of February 28, 2011 and Special Session Minutes of March 13, 2011.
2. **Auburn Municipal Airport – Airfield Pavement Seal Coat and Taxiway Lighting Project – Notice of Completion** **Pages 21-26**

By **RESOLUTION**, authorize the recording of a Notice of Completion for the Auburn Municipal Airport – Airfield Pavement Seal Coat and Taxiway Lighting Project (AIP 3-06-0012-10) for Valley Slurry Seal and;
By **RESOLUTION**, authorize the recording of a Notice of Completion for the Auburn Municipal Airport – Airfield Pavement Seal Coat and Taxiway Lighting Project (AIP 3-06-0012-10) for Studebaker Brown Electrical Contracting.
3. **Wastewater Treatment Plant Upgrade Project – Notice of Completion** **Pages 27-30**

By **RESOLUTION**, accept the 2009 Wastewater Treatment Plant Upgrade Project as complete and authorize the Director of Public Works to execute and record a Notice of Completion for the Wastewater Treatment Plant Upgrade Project completed by GSE Construction, Inc.
4. **Assignment of Solar Power Purchase Agreement and Site Access and License Agreement from Auburn Solar, LLC to Auburn Renewables, LLC** **Pages 31-36**

By **RESOLUTION**, authorize the Director of Public Works to approve the assignment and assumption of the Solar Power Purchase Agreement and Site Access and License Agreement from Auburn Solar, LLC to Auburn Renewables, LLC.
5. **Declare Surplus Fire Equipment** **Pages 37-42**

By **RESOLUTION**, declare certain fire equipment as surplus and authorize the Fire Chief to dispose of accordingly.
6. **Amendment to Section 159.019 of the Auburn Municipal Code for Medical Marijuana Dispensaries** **Pages 43-48**

Hold a second reading, by title only, of an **ORDINANCE** amending Section 159.019 of the Auburn Municipal Code for Medical Marijuana Dispensaries. The proposed amendment provides non-criminal penalties for violation of the City's prohibition of Medical Marijuana Dispensaries.

***** End of Consent Calendar *****

7. **Public Comment**

This is the time provided so that persons may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

PUBLIC HEARING

8. **A Public Hearing to Consider an Appeal of the Planning Commission's Approval of a Height Variance Extension for a 78 foot Monopine Cellular Tower located at 169 Borland Avenue in the Industrial (M-2) Zone – File # VA 09-4**

Pages 49-96

Based upon the public hearing discussion and the Planning Commission's approval(s), Staff recommends that the City Council take the following action:

By **RESOLUTION (Exhibit A)** deny the appeal thereby affirming the Planning Commission's approval(s) of the Borland Avenue Monopine Variance Extension (File # 09-4) as presented, or as modified by the City Council, which includes the following actions:

1. Adoption of a Negative Declaration, prepared for the Height Variance (VA 09-4) as the appropriate level of environmental review in accordance with the California Environmental Quality Act (CEQA) and Guidelines;
2. Adoption of Findings of Fact for approval of the Height Variance as presented in the Council Report; and,
3. Approval of the Height Variance in accordance with the Conditions of Approval, as amended by the Planning Commission, presented in the Council Report.

REPORTS

9. **Planning Commission Consensus Memo - Priority Planning Issues in 2011**

Pages 97-100

Informational item only; no action is required.

10. **Annual SACOG Blueprint Project Comparison Report – 2010 Calendar Year**

Pages 101-106

Informational item only; no action is required.

11. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

COUNCIL BUSINESS

12. **Annual Housing Element Progress Report - 2010 Calendar Year**

Pages 107-114

By **MOTION**, adopt the 2010 Housing Element Progress Report and direct Staff to submit the report to the State Office of Planning and Development and the State Department of Housing and Community Development.

13. **Annual General Plan Implementation Work Plan - 2010 Calendar Year**

Pages 115-126

By **MOTION**, adopt the General Plan Implementation Work Plan (2010 Calendar Year) and direct Staff to submit the plan to the State Office of Planning and Research and the State Department of Housing and Community Development.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.
